

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent Application No. 10/802,220

Confirmation No. 3562

Applicant: Sunami et al.

Filed: March 17, 2004

TC/AU: 1614

Examiner: Pagonakis, A.

Docket No.: 227833

Customer No.: 23460

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed October 15, 2008, rejecting the following claims: 1-8 and 15-23.

**1. Pre-Appeal Brief Request for Review**

A "Pre-Appeal Brief Request for Review"

☒ is filed concurrently herewith or ☐ is not being filed.

**2. Status of Applicants**

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

**3. Fee for Filing Notice of Appeal**

Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for:

☒ other than a small entity or ☐ a small entity.

**Notice of Appeal Fee due \$540.00**

**4. Extension of Time**

☐ Appellants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$ 0.00.

- ☒ Appellants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that appellants have inadvertently overlooked the need for a petition and fee for extension of time.

**Extension fee due with this request: \$ 0.00**

**5. Total Fee Due**

The total fee due is:

Notice of Appeal Fee	\$540.00
Request for Oral Hearing	\$ 0.00
Extension Fee (if any)	\$ 0.00

**Total Fee Due: \$540.00**

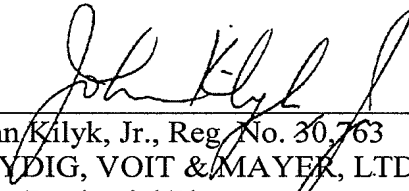
**6. Fee Payment**

- ☐ Attached is a check in the sum of \$ .  
☒ Charge Account No. 12-1216 the sum of \$540.00.

**7. Fee Deficiency**

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216.

Respectfully submitted,

  
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John Kilyk, Jr., Reg. No. 30,763  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza  
180 North Stetson Ave., Suite 4900  
Chicago, Illinois 60601-6731  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: January 15, 2009